

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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RESERVE MANAGEMENT COMPANY, INC.,

Plaintiff,

11 Civ. 7045 (PGG)

-against-

WILLKIE FARR & GALLAGHER LLP and  
ROSE F. DIMARTINO,

**NOTICE OF MOTION TO  
REMAND TO STATE COURT**

Defendants.

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**PLEASE TAKE NOTICE** that upon the accompanying Memorandum of Law dated November 2, 2011, and the Declaration of Kenneth E. Warner dated November 2, 2011 with accompanying exhibits, plaintiff, Reserve Management Company, Inc., will move this Court, before the Honorable Paul G. Gardephe, United States District Judge, at the United States Courthouse, 500 Pearl Street, Room 6B, New York, NY 10007, for an order, pursuant to 28 U.S.C. § 1447(c), remanding this case to the Supreme Court, New York County, and granting such other and further relief as the Court deems just and proper.

Dated: November 2, 2011  
New York, New York

WARNER PARTNERS, P.C.

By: /s/ Kenneth E. Warner  
Kenneth E. Warner (KW 5524)

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New York, NY 10022  
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*Attorneys for Plaintiff*

To: Counsel of Record by ECF